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Reply to Office Action of September 21, 2004

Remarks

Claims 1-20 are pending in the application. Claims 1-10 and 20 were rejected.

Reconsideration of the claims is respectfully requested. No new matter has been added.

Rejections Under 35 U.S.C. § 101

The Examiner rejected claims 1 and 20 under 35 U.S.C. § 101 "because the

claimed invention is not supported by either a specific asserted utility or a well established

utility." Applicants disagree with the Examiner's rejections.

With regard to claim 1, the Examiner has trouble understanding the phrase

"coordinating rapidly changing torque demand in an automotive vehicle." The preamble of

claim 1, the only place where this phrase appears, has been amended to eliminate this phrase.

The preamble now reads that claim 1 is a method for "use in an automotive vehicle." This

change in no way narrows the scope of claim 1 nor does it necessitate the need for a new

search by the Examiner.

Applicants believe claim 1 meets all substantive requirements for patentability.

Claims 2-9 depend from claim 1 and are therefore also patentable.

With regard to claim 20, the Examiner was "not clear as to what takes place

subsequent and how the receiving and determining steps are used to achieve the intended

purpose of controlling a motor vehicle." An element for providing the first propelling source

torque request and the second propelling torque source request to the plurality of torque

producing sources has been added. This indicates that the determined torque requests are used

to control the motor vehicle.

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Allowable Subject Matter

The Examiner allowed claims 11-19.

**Conclusion** 

aspect of this case.

Applicants have made a genuine effort to respond to the Examiner's objections and rejections in advancing the prosecution of this case. Applicants believe all formal and substantive requirements for patentability have been met and that this case is in condition for allowance, which action is respectfully requested. No fee is believed due by filing this paper. However, any fee due may be withdrawn from Deposit Account No. 061510 as specified in the Application Transmittal. The Examiner is invited to contact the undersigned to discuss any

Respectfully submitted,

ANTHONY MARK PHILLIPS et al.

Mark D. Chuey, Ph.D.

Reg. No. 42,415

Attorney for Applicant

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BROOKS KUSHMAN P.C.

1000 Town Center, 22nd Floor Southfield, MI 48075-1238

Phone: 248-358-4400 Fax: 248-358-3351

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